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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/973,005	10/10/2001	Paul W. Paustian JR.	CERBERUS	4793

7590

11/14/2003

James C. Wray
Suite 300
1493 chain Bridge Road
McLean, VA 22101

EXAMINER

ART UNIT	PAPER NUMBER
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DATE MAILED: 11/14/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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09/973,005

10/10/2001

PAUSTIAN ET AL

CERBERUS

EXAMINER

HOLZEN, STEPHEN

ART UNIT	PAPER
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3644

11

DATE MAILED:

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Commissioner for Patents

Art Unit: 3644

DETAILED ACTION

1. The reply filed on 10/30/03 is not fully responsive to the prior Office Action, mailed on 9/30/03, because: the applicant has again not provided reasons why the claims stand or fall together, but merely presented arguments as to why the applicant believes the claims are not properly rejected. Since the period for reply set forth in the prior Office action has expired, this application will become abandoned unless applicant corrects the deficiency and obtains an extension of time under 37 CFR 1.136(a).

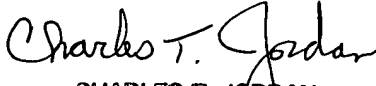
The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. In no case may an applicant reply outside the SIX (6) MONTH statutory period or obtain an extension for more than FIVE (5) MONTHS beyond the date for reply set forth in an Office action. A fully responsive reply must be timely filed to avoid abandonment of this application.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen A. Holzen whose telephone number is 703-308-2484. The examiner can normally be reached on M-F 7:30 - 5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles T. Jordan can be reached on 703-306-4159. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9326.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-306-4174.

Sah


CHARLES T. JORDAN
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 3600



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Patent and Trademark Office

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Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
09/973,005			

EXAMINER	
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	#14

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EXAMINER INTERVIEW SUMMARY RECORD

All participants (applicant, applicant's representative, PTO personnel):

(1) Mr. Wray (3) Mr. Jordan
(2) Ms. Narasimhan (4)

Date of interview 3/30/04

Type: ☐ Telephonic ☒ Personal (copy is given to ☐ applicant ☐ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No. If yes, brief description:

Agreement ☒ was reached with respect to the withdrawal of the Final Rejection ☐ was not reached.

Claims discussed: NA

Identification of prior art discussed: NA

Description of the general nature of what was agreed to if an agreement was reached, or any other comments: The examiner's

statement of the rejections in the office action mailed 1/13/03 was
confusing and unclear as to the statutory grounds (102 or 103) therefore
the rejection will be withdrawn and a new action issued to
clarify the rejections. Also, if allowable subject matter is present it will be
so indicated.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

Unless the paragraphs below have been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW (e.g., items 1-7 on the reverse side of this form). If a response to the last Office action has already been filed, then applicant is given one month from this interview date to provide a statement of the substance of the interview.

- ☐ It is not necessary for applicant to provide a separate record of the substance of the interview.
- ☐ Since the examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action.

Charles T. Jordan
Examiner's Signature